

**BAY COUNTY ELECTION COMMISSION  
ANNUAL SESSION  
MARCH 25, 2011**

THE BAY COUNTY ELECTION COMMISSION MET THE MORNING OF FRIDAY, MARCH 25, 2011 IN THE CLERK FIRST FLOOR CONFERENCE ROOM OF THE BAY COUNTY BUILDING. THE MEETING WAS CALLED TO ORDER AT 8:15 A.M. WITH THE FOLLOWING PRESENT:

ROLL CALL:            RICHARD F. BRZEZINSKI, TREASURER  
                         CYNTHIA A. LUCZAK, COUNTY CLERK  
                         KAREN A. TIGHE, PROBATE JUDGE

DISCUSSED WERE THE ELECTION RELATED EVENTS SCHEDULED FOR THE 2011 YEAR INCLUDING THE SIGNING OF THE ELECTION CONSOLIDATION PLANS (JANUARY 2011), THE CHANGEOVER IN THE BAY CITY SCHOOL BOARD ELECTION BY RESOLUTION (NOW A NOVEMBER ELECTION DATE), THE REESE SCHOOLS/GARFIELD TOWNSHIP MILLAGE (MAY ELECTION) AND THE ANTICIPATED COORDINATION OF EFFORTS IN PRIMARY AND GENERAL ELECTIONS 2011 WITH CITY OFFICIALS. CITIES AND SCHOOLS WILL DIVIDE THE COSTS ASSOCIATED WITH THE NOVEMBER ELECTION.

THIS MAY BE THE FIRST AND LAST TIME THE BAY CITY SCHOOL DISTRICT APPEARS ON A NOVEMBER ODD YEAR BALLOT AS THE CLERK ASSOCIATION HAS PRESENTED LEGISLATION, KNOWN AS HOUSE BILL 4005, WHICH MANDATES A CHANGE FOR SCHOOL DISTRICT BOARD ELECTIONS TO NOVEMBER EVEN YEARS.

MOTION 1: TREASURER BRZEZINSKI MOVED TO APPROVE THE 2011 RESOLUTION PREPARED BY THE CLERK, RELATING TO ELECTION RELATED MATTERS FOR THE YEAR. JUDGE TIGHE SUPPORTED PASSAGE OF THE RESOLUTION THAT DIRECTED THE CLERK TO ACT AND DRAW ANY AND ALL EXPENSES FROM THE COUNTY BUDGET. CARRIED BY VOTE OF 3 YEAS, 0 NAYS.

ADJOURNED AT 8:20 A.M.

RESPECTFULLY SUBMITTED  
CYNTHIA A. LUCZAK, CLERK

BAY COUNTY ELECTION COMMISSION  
2011 RESOLUTION

IN ACCORDANCE WITH MICHIGAN ELECTION LAW 168.305 (1), ALSO KNOWN AS THE ELECTION CONSOLIDATION AGREEMENT, THE CLERK IS DIRECTED TO HOLD PUBLIC HEARINGS WITH THE RESPECTIVE BAY COUNTY SCHOOL DISTRICTS AND LOCAL CLERKS FOR THE "PLAN" OF DUTIES TO BE PERFORMED DURING SCHOOL ELECTIONS. THE PLANS MUST BE EXECUTED BY JANUARY 31, 2011. THE PLANS MUST BE SENT TO THE DEPARTMENT OF STATE, BUREAU OF ELECTIONS BY FEBRUARY 11, 2011.

THIS LAW HAD SPECIFIED THE COUNTY CLERK MUST CONVENE AND FORM AGREEMENTS EACH EVEN CALENDER YEAR BUT WAS AMENDED PURSUANT TO SENATE BILL NO. 1126 INTRODUCED FEBRUARY 10, 2010. THE CHANGE DICTATED THAT A SCHOOL DISTRICT ELECTION COORDINATING COMMITTEE SHALL NOW MEET AT FOUR (4) YEAR INTERVALS TO REVIEW AND, IF NECESSARY, ALTER THE ELECTION ARRANGEMENTS SET FORTH IN IT PREVIOUS REPORT, EFFECTIVE JANUARY 1, 2012.

THE BAY CITY SCHOOL DISTRICT ELECTION PLAN FOR 2011 INCLUDED RESOLUTION NO. 1, ADOPTED BY THE SCHOOL BOARD ON DECEMBER 13, 2010, TO EXTEND THE TERMS OF CURRENT SEATED BOARD MEMBERS AND CHANGE THE BOARD MEMBER ELECTION DATE TO THE NOVEMBER ANNUAL ELECTION DATE IN ORDER TO REALIZE A COST SAVINGS TO THE BAY CITY SCHOOL DISTRICT BY SHARING ELECTION COSTS. BY MOVING TO A NOVEMBER ELECTION DATE, THE DISTRICT SAVES A SIGNIFICANT AMOUNT OF EXPENSE BY "PIGGYBACKING" OR "SHARING" THE BALLOT WITH JURISDICTIONS. (PINCONNING AREA 2008/ESSEX-HAMPTON 2009)

WHEREAS, THE STATE OF MICHIGAN HAS ESTABLISHED FOUR (4) STANDARD ELECTION DATES PER YEAR UNDER THE ELECTION CONSOLIDATION ACT, PUBLIC ACT 298-306 OF 2003 WHICH SHALL INCLUDE THE FOLLOWING DATES DURING THE YEAR OF 2011:

FEBRUARY 22, 2011  
AUGUST 2, 2011

MAY 5, 2011  
NOVEMBER 8, 2011

THERE WERE NO ISSUES WHICH WARRANTED PREPARATION OF A FEBRUARY 22, 2011 ELECTION BALLOT.

WHEREAS, THE COUNTY CLERK AS "COORDINATOR" OF THE BAY COUNTY ELECTION PROCESS SHALL TAKE ANY AND ALL STEPS NECESSARY TO COMPLY WITH THE ELECTION CONSOLIDATION PLANS AND PERFORM THE DUTIES ASSOCIATED WITH THE MAY 5, 2011 REGULAR BALLOT INCLUDING THE ELECTION OF SCHOOL BOARD MEMBERS TO OFFICE IN THEIR RESPECTIVE SCHOOL AREAS.

FOR THE MAY 5, 2011 BALLOT, ONLY THE REESE SCHOOL DISTRICT AND GARFIELD ROAD TOWNSHIP MILLAGE QUESTION. BY GARFIELD TOWNSHIP BOARD RESOLUTION, A PRIVATE CITIZEN OF THE TOWNSHIP WILL BE RESPONSIBLE FOR ALL COSTS ASSOCIATED WITH THE MILLAGE QUESTION IN 2011. THE COUNTY CLERK HAS BEEN DIRECTED TO SEND ALL RECORDS OF EXPENSE TO THE GARFIELD TOWNSHIP CLERK.

THE AUGUST 2, 2011 BALLOT WILL BE COMPRISED OF BAY CITY AND AUBURN OFFICIALS, WITH A MAY FILING DEADLINE FOR THAT ELECTION.

THE NOVEMBER 8, 2011 ELECTION BALLOT WILL REPRESENT A COORDINATION OF EFFORT WITH THE CITIES OF BAY CITY AND AUBURN COMBINED WITH THE SCHOOL BOARD MEMBER ELECTIONS. THIS MAY BE THE FIRST BUT LAST TIME THIS OCCURS AS PENDING LEGISLATION KNOWN AS H.B. 4005 MANDATES THAT THE SCHOOL BOARD ELECTIONS BE HELD IN THE "EVEN" NOVEMBER GENERAL ELECTION YEARS AND NOT "ANNUALLY" FOR EVERY NOVEMBER AS PASSED BY THE BAY CITY SCHOOL BOARD.

BE IT RESOLVED, THAT THE BAY COUNTY CLERK OR HER DESIGNEE, SHALL BE GRANTED THE AUTHORITY BY THIS COMMISSION TO PREPARE AND PROVIDE THE OFFICIAL BALLOTS FOR ALL 2011 ELECTIONS.


THIS RESOLUTION TO INCLUDE PAYMENT OF ALL EXPENSES RELATED TO CONDUCTING ELECTIONS FOR CALENDAR YEAR 2011.

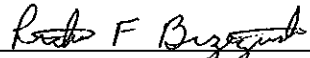
FURTHER, SAID COSTS SHALL INCLUDED BUT NOT BE LIMITED TO, THE ORDERING OF BALLOTS; SUPPLIES; PUBLISHING OF NOTICES; PROGRAMMING BALLOT FUNCTIONS; PRECINCT WORKERS AND EXPENSES; BOARD OF CANVASSER FEES; ADDITIONAL ELECTION STAFF; AUTOMARK FEES; OR ANY OTHER COSTS AFFILIATED WITH PERFORMING THE STATUTORY ELECTION DUTIES UNDER MICHIGAN ELECTION LAW.


ALL EXPENDITURES SHALL BE TAKEN FROM THE GENERAL FUND FROM THE COUNTY OF BAY AS TO BE ALLOCATED IN THE GENERAL APPROPRIATIONS BUDGET ACT RESOLUTION IN ACCORDANCE WITH STATE LAW.

AS REQUESTED BY THIS BODY, PRIOR TO EACH ELECTION, THE CLERK SHALL CERTIFY THE NAMES OF CANDIDATES TO FELLOW ELECTION COMMISSION MEMBERS. THE CLERK WILL ALSO NOTIFY PROBATE JUDGE KAREN TIGHE WHEN THE ELECTION FUNCTIONS ARE CONCLUDED AND THE ELECTION MATERIALS SECURED FOR THE ELECTION DATES NOTED.

THEREFORE, THE 2011 ELECTION COMMISSION RESOLUTION WAS SIGNED AND EXECUTED FOLLOWING A SESSION HELD IN ACCORDANCE WITH THE OPEN MEETING ACT, DATED MARCH 25, 2011.

  
Cynthia A. Luczak, Clerk

  
Richard F. Brzezinski, Treasurer

  
Karen A. Tighe, Probate Judge